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Attorney Docket 044921-5058-01-US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent of: Patricia Murphy *et al.*

✓ Application No. 09/084,471

✓ Filed: May 22, 1998

For: Novel Coding Sequences of the Human
BRCA2 Gene

Examiner: S. Zitomer, Ph.D.

Group Art Unit: 1655

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Commissioner for Patents
Washington, D.C. 20231**REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. § 1.114**

This is a request for continued examination under 37 C.F.R. § 1.114 of application
09/084,471 filed May 22, 1998 entitled Novel Coding Sequences of the Human BRCA2 Gene.

1. An amendment under 37 C.F.R. § 1.115 is attached.
2. The filing fee is calculated on the basis of the claims existing in the prior application
and as amended in the amendment under 37 C.F.R. § 1.116.

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	Rate	Basic Fee = \$710.00
Total Claims	72 - 20 =	52	\$18.00 each =	+936.00
Independent Claims	2 - 3 =	0	\$80.00 each =	+
Multiple dependent claims			\$270.00	+270.00
SUB-TOTAL				=1,916.00
Reduction by ½ for filing by a small entity				-958.00
TOTAL FILING FEE				\$823.00

3. Small entity status is claimed and a small entity statement was filed in the prior non-provisional application and is still proper and desired.

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4. Information Disclosure Statement Under 37 C.F.R. § 1.97(b) with form PTO-1449 and 38 documents.

5. Substitute Sequence Listing (181 pages) with accompanying statement accompanying with substitute sequence listing and computer diskette with electronic copy of sequence listing.

6. Extension of Time - Applicants petition for a three month extension of time in the present application, the \$445.00 fee for which are set out in 37 C.F.R. § 1.17(a)-(d).

7. Fee Payment - Enclosed is a check for **\$800.00** for the required fees (\$355.00 for the filing fee, \$603.00 for the claim fee and \$445.00 for the extension of time fee). The Commissioner is authorized to charge **\$603.00** for the reminder of the fee as well as any additional fees as are necessary to Deposit Account 50-0310.


8. Please address all correspondence to:

Customer No. 009629
Morgan, Lewis & Bockius LLP
1800 M Street, N.W.
Washington, D.C. 20036

9. **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **Constructive Petition for Extension of Time** in accordance with 37 C.F.R. § 1.136(a)(3).

Dated: **June 1, 2001**
Morgan, Lewis & Bockius LLP
Customer No. **09629**
1800 M Street, N.W.
Washington, D.C. 20036
202-467-7000

Respectfully submitted
Morgan, Lewis & Bockius LLP


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